

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

2 A Limited Liability Partnership,
Including Professional Corporations

3 SEONG KIM, Cal. Bar No. 166604

shkim@sheppardmullin.com

4 KENT RAYGOR, Cal. Bar No. 117224

kraygor@sheppardmullin.com

1901 Avenue of the Stars, 16th Floor

5 Los Angeles, California 90067

Telephone: 310.228.3700

6 Facsimile: 310.228.3701

7 LAURA L. CHAPMAN, Cal. Bar No. 167249

lchapman@sheppardmullin.com

8 TONI QIU, Cal. Bar No. 302268

tqiu@sheppardmullin.com

9 Four Embarcadero Center, 17th Floor

San Francisco, California 94111-4109

10 Telephone: 415.434.9100

Facsimile: 415.434.3947

11 Attorneys for Plaintiff and Counter-Defendant

12 FOREVER 21, INC.

13 *Additional Attorneys on Next Page*

14 UNITED STATES DISTRICT COURT

15 CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

16 FOREVER 21, INC., a Delaware
17 corporation,

18 Plaintiff and Counter-Defendant,

19 v.

20 GUCCI AMERICA, INC., a New York
corporation,

21 Defendant and Counter-Claimant.

22
23 GUCCI AMERICA, INC., a New York
corporation,

24 Counter-Claimant,

25 v.

26 FOREVER 21, INC., a Delaware
27 corporation,

28 Counter-Defendant.

Case No. 2:17-cv-04706 SJO (Ex)

**STATUS REPORT RE:
SETTLEMENT**

Complaint Filed: June 27, 2017

First Amended

Complaint Filed: November 17, 2017

Second Amended

Complaint Filed: December 5, 2017

Pretrial Conference: October 5, 2018

Trial Date: October 23, 2018

Judge: Hon. S. James Otero

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

2 Daniel C. Posner (Bar No. 232009)

3 Susan Estrich (Bar No. 124009)

4 Zack Schenkkan (Bar No. 304738)

5 865 South Figueroa Street, 10th Floor

6 Los Angeles, California 90017-2543

7 Telephone: (213) 443-3000

8 Facsimile: (213) 443-3100

9 E-Mail: danposner@quinnemanuel.com

susanestrich@quinnemanuel.com

zackschenkkan@quinnemanuel.com

8 QUINN EMANUEL URQUHART & SULLIVAN, LLP

9 Robert L. Raskopf (*pro hac vice*)

10 51 Madison Avenue, 22nd Floor

11 New York, New York 10010-1601

12 Telephone: (212) 849-7000

13 Facsimile: (212) 849-7100

14 E-Mail: robertraskopf@quinnemanuel.com

15 Attorneys for Defendant and Counterclaimant

16 Gucci America, Inc.

Pursuant to Section IV and Paragraph 4 on page 17 of the Scheduling and Case Management Order Re: Jury Trial issued by the Court on September 18, 2017, Dkt. No. 36 (“Order”), Plaintiff and Counter-Defendant Forever 21, Inc. (“Forever 21”) and Defendant and Counter-Claimant Gucci America, Inc. (“Gucci America”) hereby submit this Status Report Regarding Settlement.

On March 13, 2018, the parties and their respective counsel attended a private mediation settlement conference (“Mediation”) before a private mediator, Diane Faber (“Mediator”), in downtown Los Angeles. The parties did not reach agreement to settle the case at Mediation, but did agree at the Mediation that their settlement discussions will continue. Forever 21 is currently working on a proposal that it intends to send to the Mediator for transmission to Gucci America.

The parties will report further on or before the current deadline of March 30, 2018 for the parties to complete their settlement discussions as set forth in Paragraph 4 of the Order. (Dkt. No. 36, p. 17.)

To help facilitate the parties’ ongoing settlement discussions, and for the additional reasons set forth in the parties’ Joint Stipulation Continuing Case Schedule, Docket No. 73, the parties respectfully request that the Court enter that stipulation and continue the current case schedule.

Dated: March 14, 2018

SHEPPARD, MULLIN, RICHTER & HAMPTON
LLP

By /s/ Laura L. Chapman
SEONG KIM
KENT RAYGOR
LAURA L. CHAPMAN
TONI QIU
Attorneys for Plaintiff and Counter-Defendant
FOREVER 21, INC.

1 Dated: March 14, 2018

2 QUINN EMANUEL URQUHART & SULLIVAN,
3 LLP

4
5 By: /s/ Daniel C. Posner
6 DANIEL C. POSNER
7 SUSAN ESTRICH
8 ZACK SCHENKKAN
9 ROBERT L. RASKOPF (*pro hac vice*)

10 Attorneys for Defendant and Counterclaimant
11 GUCCI AMERICA, INC.

12 ATTESTATION

13 Pursuant to Civil L.R. 5-4.3.4(a)(2)(i), I attest under penalty of perjury that all
14 other signatories to this filing concur in the filing's content and have authorized the
15 filing.

16
17 Dated: March 14, 2018

18 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

19
20 By: /s/ Laura L. Chapman
21 LAURA L. CHAPMAN

22 Attorneys for Plaintiff and Counter-Defendant
23 FOREVER 21, INC.

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: March 14, 2018

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By /s/ Laura L. Chapman
LAURA L. CHAPMAN

Attorneys for Plaintiff and Counter-Defendant
FOREVER 21, INC.